

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

BORTON & SONS, INC., a
WASHINGTON CORPORATION,

Plaintiff,

vs.

WILLIAMS AG COMMODITIES
BROKERAGE, INC., a
CALIFORNIA CORPORATION, and
CLINTON WILLIAMS, and the
marital community of CLINTON
WILLIAMS and JANE
DOE WILLIAMS, husband and
wife.

Defendants.

NO. CV-07-3053-JPH

ORDER GRANTING PLAINTIFF'S MOTION
TO VACATE DEFAULT JUDGMENT AS TO
DEFENDANT WILLIAMS AG
COMMODITIES BROKERAGE, INC.
(Ct. Rec. 26)

On November 4, 2008, the court entered an order granting plaintiff's motion (Ct. Rec. 9) for a default judgment as to defendant Williams AG Commodities Brokerage, Inc. (Ct. Rec. 23, 24.) On November 7, 2008, the court received a Notice of Automatic Stay indicating defendant Williams AG Commodities Brokerage, Inc., filed a bankruptcy petition for relief on November 3, 2008. (Ct. Rec. 25.) Also on November 7, 2008, plaintiff filed a motion to set aside and vacate the judgment pursuant to Fed. R. Civ. P. 60(b) and 11 U.S.C. § 362(a)(1). (Ct. Rec. 26.)

IT IS **ORDERED** that the plaintiff's motion (Ct. Rec. 26) to set
ORDER GRANTING MOTION TO VACATE DEFAULT JUDGMENT -- 1

1 aside and vacate judgment (Ct. Rec. 24) against defendant Williams AG
2 Commodities Brokerage, Inc., entered November 4, 2008, is **GRANTED**.

3 **DATED** this 10th day of November 2008.

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5 s/ James P. Hutton

6 JAMES P. HUTTON
7 UNITED STATES MAGISTRATE JUDGE
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